

## **MINUTES**

### **MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON JUDICIARY**

**Call to Order:** Chairman Gary L. Perry, on March 24, 2009 at 9:16 P.M., in Room 303 Capitol

#### **ROLL CALL**

**Members Present:**

Sen. Gary L. Perry, Chairman (R)  
Sen. Jim Shockley, Vice Chairman (R)  
Sen. Aubyn Curtiss (R)  
Sen. John Esp (R)  
Sen. Greg Hinkle (R)  
Sen. Larry Jent (D)  
Sen. Carol C. Juneau (D)  
Sen. Cliff Larsen (D)  
Sen. Jesse Laslovich (D)  
Sen. Dan McGee (R)  
Sen. Lynda Moss (D)  
Sen. Terry Murphy (R)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Valencia Lane, Legislative Branch  
Pam Schindler, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 235, HB 515, 3/17/2009

Executive Action: None

**HEARING ON HB 235**

**Opening Statement by Sponsor:**

00:01:40 Rep. Deborah Kottel (D), HD 20, opened the hearing on  
HB 235, Revise limited liability company law.

[EXHIBIT\(jus65b01\)](#)

**Proponents' Testimony:**

00:11:54 Paul Andrews, Public Policy Director, Rural Economics  
Incorporated, Great Falls

00:13:40 Peggy Grimes, President, Montana Food Bank Network

00:16:30 Jodi Medlar, Montana Community Foundation

[EXHIBIT\(jus65b02\)](#)

00:17:47 Linda McCulloch, Secretary of State

[EXHIBIT\(jus65b03\)](#)

**Opponents' Testimony:**

00:20:36 Anthony Johnstone, Assistant Attorney General,  
Department of Justice

[EXHIBIT\(jus65b04\)](#)

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

00:27:11 Sen. McGee

00:28:31 Rep. Kottel

00:30:46 Sen. Moss

00:31:03 Rep. Kottel

00:33:52 Sen. Larsen

00:34:32 Rep. Kottel

00:39:00 Sen. McGee

00:40:21 Rep. Kottel

00:44:46 Sen. Moss

00:45:16 Ms. Medlar

00:46:38 Sen. Perry

00:46:54 Rep. Kottel

00:48:57 Sen. Perry

00:49:29 Ms. McCulloch

00:50:30 Sen. Perry

00:51:01 Mr. Andrews

**Closing by Sponsor:**

00:52:36 Rep. Kottel

00:57:11 break

**HEARING ON HB 515**

**Opening Statement by Sponsor:**

01:10:11 Rep. Dave McAlpin (D), HD 94, opened the hearing on HB 515, Revise law on dismissal of abuse and neglect petitions.

[EXHIBIT\(jus65b05\)](#)

[EXHIBIT\(jus65b06\)](#)

**Proponents' Testimony:**

01:16:29 Ann Gilkey, President, CASA of Montana (Court Appointed Special Advocate); CASA volunteer, Helena

01:19:55 Joyce Funda, Vice President, Board of Directors, CASA of Montana; Chairperson, Legislative Task Force, CASA of Montana; CASA volunteer

[EXHIBIT\(jus65b07\)](#)

**Opponents' Testimony:**

01:28:28 Corbit Harrington, Office of the Yellowstone County Attorney; Montana County Attorney Association

[EXHIBIT\(jus65b08\)](#)

01:39:42 George Corn, Ravalli County Attorney; Montana County Attorneys Association

[EXHIBIT\(jus65b09\)](#)

01:44:19 Marty Lambert, Gallatin County Attorney

**Informational Testimony:**

01:45:22 Shirley Brown, Administrator, Child and Family Services, Department of Public Health and Human Services

**Questions from Committee Members and Responses:**

01:46:52 Sen. Shockley  
01:47:22 Mr. Corn  
01:48:47 Sen. Laslovich  
01:49:15 Ms. Brown  
01:50:28 Sen. Laslovich  
01:51:29 Mr. Harrington  
01:58:13 Sen. Laslovich  
01:59:03 Ms. Funda  
02:02:05 Sen. Larsen  
02:02:46 Ms. Brown  
02:04:49 Sen. Perry  
02:04:56 Ms. Brown  
02:05:36 Sen. Larsen  
02:06:25 Mr. Corn

**Closing by Sponsor:**

02:08:30 Rep. McAlpin

**Sub-Committee Report on HB 228:**

02:10:59 Sen. McGee  
  
02:13:20 Sen. Perry

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**ADJOURNMENT**

Adjournment: 11:28 A.M.

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Pam Schindler, Secretary

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Additional Documents:

**EXHIBIT ([jus65bad.pdf](#))**